



THE ERIE COUNTY LEGISLATURE

Session No. 17
September 1, 2016

John J. Mills
Chair

Joseph C. Lorigo
Majority Leader

Thomas A. Loughran
Minority Leader

Karen M. McCarthy
Clerk of the Legislature

ROLL CALL

INVOCATION – Mr. Hardwick

PLEDGE OF ALLEGIANCE – Mr. Morton

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING - Session [No. 14](#), [No. 15](#), [No. 16](#)

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

BURKE	Recognizing the Courage and Intelligence of Harmony Watkins
BURKE	Congratulating Bishop Timon High School on Their Seventieth Anniversary
BURKE	Declaring Sept. 5 Through Sept. 11 as "Suicide Prevention Week" in Erie County
HARDWICK	Congratulating Mary K. Walters on Her 100th Birthday
LORIGO	Honoring Isla Stadler for Efforts to Raise Funds and Awareness for The Kidney Project
LOUGHRAN	Congratulating Amherst Public Library on Winning the 2016 Battle of the Books Teen Reading Competition
LOUGHRAN & RATH	Honoring the Buffalo Niagara Heritage Village on Hosting the 2016 Masters World Championship Highland Games
MILLER-WILLIAMS	Congratulating Brandon Barksdale, Boy Scout Troop 139, on Attaining the Rank of Eagle Scout
MILLER-WILLIAMS	Honoring Doreen Woods on Her 37 Years of Dedicated Service to the Buffalo & Erie County Public Library
MILLER-WILLIAMS	Welcoming the International Free & Accepted Modern Masons, Inc. and Order of the Eastern Star District #4 Conference to Erie County
MILLS, LORIGO, LOUGHRAN, DIXON, HARDWICK, MORTON, RATH, BURKE, GRANT, MILLER-WILLIAMS & SAVAGE	Honoring Dr. John B. Long, Army Staff Sergeant, on Receiving the Chairman's Award at the Buffalo and Erie County Naval and Military Park's 6th Annual Louis R. Palma Veteran Tribute Awards Ceremony

MILLS, LORIGO, LOUGHRAN, DIXON, HARDWICK, MORTON, RATH, BURKE, GRANT, MILLER-WILLIAMS & SAVAGE	Honoring Mr. Peter Pilc, Retired Master Sergeant, on Receiving the Individual Award at the Buffalo and Erie County Naval and Military Park's 6th Annual Louis R. Palma Veteran Tribute Awards Ceremony
MILLS, LORIGO, LOUGHRAN, DIXON, HARDWICK, MORTON, RATH, BURKE, GRANT, MILLER-WILLIAMS & SAVAGE	Honoring The Buffalo News' Local News Department on Receiving the Organization Award at the Buffalo and Erie County Naval and Military Park's 6th Annual Louis R. Palma Veteran Tribute Awards Ceremony
MILLS, LORIGO, DIXON, HARDWICK, MORTON & RATH	Honoring Anderson's Inc. for 70 Years of Roast Beef and Custard Excellence and a Tradition of Continuous Community Service
MILLS	Honoring Marion L. Ahles on Her 100th Birthday
MILLS	Honoring the Western New York Baseball Hall of Fame 20th Anniversary
MORTON	Honoring Richard B. Solecki as the Erie County Legislature's Citizen of the Month for September 2016
RATH	Honoring Nancy Bechtel on Her Retirement After 40 Years in the Equestrian Field and Her Dedication to the Community
SAVAGE	Honoring The Buffalo Rugby Club on its 50th Anniversary

LOCAL LAWS:

REFERENCE:

LL INTRO. 3-1 2/29/2016	BURKE	A LL Entitled, "SPRAWL PREVENTION ACT" Otherwise Known as "MUNICIPAL AND REGIONAL INTERESTS ACT" for the Creation of an Erie County Planning Board	Finance & Management
LL INTRO. 4-2 3/14/2016	SAVAGE, LOUGHRAN & BURKE	A LL in the Relation to Prohibiting the Sale of Tobacco Products and Electronic-Cigarettes in Licensed Health Care Institutions, Pharmacies and Retail Establishments Containing Pharmacies in Erie County	Health & Human Services
LL INTRO. 5-1 3/8/2016	LORIGO	A LL Increasing Governmental Transparency	Government Affairs
LL INTRO. 6-1 3/8/2016	LORIGO	A LL Requiring Publication of Ethical and Financial Disclosure Information	Government Affairs
LL INTRO. 7-1 3/14/2016	LOUGHRAN	A LL Repealing the Erie County Code of Ethics Established by Local Law Number Ten of Nineteen Hundred Eighty-Nine as Amended by Erie County Local Law Number Four of Nineteen Hundred Ninety-Four and Erie County Local Law Number Four of Two Thousand and Fifteen, and Establishing a New Erie County Code of Ethics	Government Affairs

LL INTRO. 8-1 4/11/2016	MILLER-WILLIAMS & GRANT	A LL in the Relation to Prohibiting the Asking of Questions Regarding or Pertaining to an Applicant's Prior Criminal Convictions on Preliminary Employment	Government Affairs
LL INTRO. 10-1 7/11/2016	LOUGHRAN & HARDWICK	Requiring a Minority Business Utilization and Women-Owned Business Utilization Commitment by Persons or Firms Contracting with the County of Erie Law	Government Affairs
LL INTRO. 11-1 7/22/16	BURKE & LORIGO	A LL to Amend LL Intro. 2-4 (2016): A LL Preventing Head Trauma from Concussions in Youth Sports	Health & Human Services
LL INTRO. 12-1 8/3/16	MILLS	A LOCAL LAW amending Local Law No. 1-1959, constituting the Erie County Charter, as amended, in relation to recommendations made by the Erie County Charter Revision Commission, duly organized pursuant to Local Law No. 5-2015	R&F
LL INTRO. 13-1 8/8/16	SAVAGE & HARDWICK	A LL to Amend LL Intro. 2-4 (2016): A LL Preventing Head Trauma from Concussions in Youth Sports	Health & Human Services
LL INTRO. 14-1 8/29/16	BURKE	Pharmaceutical Water Pollution Act	Energy & Environment

COMMITTEE REPORTS:

None

LEGISLATOR RESOLUTIONS:

REFERENCE:

INTRO. 17-1	DIXON, MILLS, LORIGO, RATH, HARDWICK, MORTON, MILLER- WILLIAMS & GRANT	Support for Erie County E-911 Operator Shift Changes	Approved
INTRO. 17-2	DIXON, MILLS, LORIGO, RATH, HARDWICK, MORTON, BURKE, MILLER-WILLIAMS, GRANT & SAVAGE	Support for Circle of Heroes Project at Buffalo and Erie County Naval and Military Park	Approved
INTRO. 17-3	MILLS	Majority Caucus Personnel Reorganization	Approved
INTRO. 17-4	BURKE, MILLER- WILLIAMS & GRANT	Opposing a Nuclear Waste Dump on the Shores of Lake Huron	Energy & Environment
INTRO. 17-5	BURKE, MILLER- WILLIAMS, GRANT & SAVAGE	Calling for an Official Investigation into the Price Gouging of EpiPens	Approved

COMMUNICATIONS DISCHARGED FROM COMMITTEE: None

SUSPENSION OF THE RULES:

REFERENCE:

INTRO. 17-6	MILLS, LORIGO & DIXON	Support for ECMC's Hospital Public Safety Officers	Approved
COMM. 17E-30	COMPTROLLER	2016 Revenue Anticipation Note Resolution	Finance & Management
COMM. 17E-31	MILLER-WILLIAMS	Letter of Absence from Legislative Session No. 16	RFP
COMM. 17E-32	MILLS	Letter to County Executive Regarding Request to Call a Public Hearing Regarding LL Intro. 12-2 (2016)	R&F
COMM. 17E-33	COUNTY EXECUTIVE	Rehabilitation of Berg Rd Bridge Over Smokes Creek and Rehabilitation of Berg Rd from Abbott Rd to Orchard Park Rd, Towns of Orchard Park and West Seneca	Approved
COMM. 17E-34	COUNTY EXECUTIVE	Department of Health - Division of Emergency Services - Authorization to Contract with QuickSeries Publishing Inc	Approved
COMM. 17E-35	COUNTY EXECUTIVE	ECC - Authorization to Contract with Create-Learning Team Building & Leadership	Community Enrichment
COMM. 17E-36	COUNTY EXECUTIVE	Department of Social Services - 10-12 Fountain Plaza Lease Agreement	Finance & Management
COMM. 17E-37	COUNTY EXECUTIVE	Department of Mental Health - Request for Job Grade 15 for Director of Fiscal Administration	Finance & Management
COMM. 17E-38	COUNTY EXECUTIVE	Youth Bureau Additional Programming	Health & Human Services

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE:

COMM. 17E-1	COMPTROLLER	Transfer of Unanticipated Revenue	
COMM. 17E-2	COUNTY EXECUTIVE	Appointment of Commissioner of the Department of Senior Services	RFP
COMM. 17E-3	COUNTY EXECUTIVE	Appointment to the EC Citizens' Budget Review Commission	RFP
COMM. 17E-4	MILLS	Letter Clerk of the Legislature Calling a Public Hearing Regarding LL Intro. 12-2 (2016)	RFP
COMM. 17E-5	MILLS	Letter Clerk of the Legislature Calling a Public Hearing Regarding LL Intro. 13-1 (2016)	RFP

COMM. 17E-6	MILLS	Letter to Comptroller Regarding Cost of Legal Opinions Concerning Status of Legislator Lorigo	R&F
COMM. 17E-7	COMPTROLLER	Response Letter to Chair Mills Regarding Cost of Legal Opinions Concerning Status of Legislator Lorigo	R&F
COMM. 17E-8	LOUGHRAN	Letter to Chair Mills Regarding Request for a Public Hearing Regarding LL Intro. 12-1 (2016)	R&F
COMM. 17E-9	COUNTY EXECUTIVE	EC Sewer District No. 4 - Increase and Improvement of Facilities - EC Sewer Agency Report	R&F
COMM. 17E-10	COUNTY EXECUTIVE	EC Sewer District No. 6 - Increase and Improvement of Facilities - EC Sewer Agency Report	R&F
COMM. 17E-11	COUNTY EXECUTIVE	PILOT Agreement for Lofts at University Heights Project, City of Buffalo - Affordable Housing Development	Economic Development
COMM. 17E-12	COUNTY EXECUTIVE	Federal Aid Project Agreement - NYSDOT - Town of Evans Multi-Use Pathway, Phase III - Right-of-Way Incidentals, Right-of-Way Acquisition, Construction and Construction Supervision and Inspection Services	Economic Development
COMM. 17E-13	MILLS & RATH	Follow-Up Letter to Commissioner of Public Works Regarding Report Utilization of the PAVE NY Fund	Economic Development
COMM. 17E-14	RATH	Letter to Commissioner of Public Works Regarding Compliance of LL No. 3 (2004) Requiring Notices of Disrepair Be Sent to the Legislature	Economic Development
COMM. 17E-15	COUNTY EXECUTIVE	EC Sewer District No. 5 - Contract Close Out - Contract No. 19	Energy & Environment
COMM. 17E-16	COUNTY EXECUTIVE	EC Medical Care Waste Pharmaceutical Disposal Program - Budget Revision	Energy & Environment
COMM. 17E-17	COUNTY EXECUTIVE	EC Sewer District Nos. 2, 3 & 8 - Cured-in-Place Pipe Lining - Opening Bid - Contract No. 76	Energy & Environment
COMM. 17E-18	COUNTY EXECUTIVE	EC Sewer District No. 5 - Eastern Hills Pump Station Upgrades - Contract No. 22	Energy & Environment
COMM. 17E-19	COMPTROLLER	Update on Sales Tax Revenue and ECMCC-IGT Payment Reminder	Finance & Management

COMM. 17E-20	COMPTROLLER	Sales Tax Remains Down Year to Date and ECMCC-IGT Payment Expected to increase	Finance & Management
COMM. 17E-21	COMPTROLLER	Interim Financial Report for Six-Month Period Ended June 30, 2016	Finance & Management
COMM. 17E-22	COMPTROLLER	Erie County 2015 Comprehensive Annual Financial Report	Finance & Management
COMM. 17E-23	COMPTROLLER	Supplement to the EC 2015 Comprehensive Annual Financial Report	Finance & Management
COMM. 17E-24	COUNTY EXECUTIVE	Appointments & Re-Appointments to the EC Commission on the Status of Women	Government Affairs
COMM. 17E-25	MILLS	Letter to Commissioner of Senior Services Regarding Appointment and Request to Attend Health & Human Services Committee Meeting	Health & Human Services
COMM. 17E-26	COUNTY EXECUTIVE	STOP DWI/Traffic Safety Unit - Traffic Safety Program 2017	Public Safety
COMM. 17E-27	SHERIFF	MOU Between the Sheriff's Office and Law Enforcement Agencies for Use of the Firing and Training Range	Public Safety
COMM. 17E-28	SHERIFF	Authorization to Enter Into an Agreement with Tactical electronics for IED Alarm Defeat Training	Public Safety
COMM. 17E-29	SHERIFF	Authorization to Enter Into an Agreement with Yarborough Group for Special SWAT Tactics Training	Public Safety

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

COMM. 17D-1	CLERK OF THE LEGISLATURE	Certificate of Appointments to the Erie County Industrial Development Agency (ECIDA)	RFP
COMM. 17D-2	CLERK OF THE LEGISLATURE	Notice of Public Hearing Regarding LL Intro. 12-2 (2016)	R&F
COMM. 17D-3	CLERK OF THE LEGISLATURE	Notice of Public Hearing Regarding LL Intro. 13-1 (2016)	R&F
COMM. 17D-4	COUNTY ATTORNEY	Notice of NYS Department of State Local Law Filing for Local Law 3 (2016)	R&F
COMM. 17D-5	COMPTROLLER'S OFFICE	Notice of Audit of Department of Public Works Emergency & Standby Power Systems for Period July 2015-June 2016	R&F

COMM. 17D-6	DEPARTMENT OF BUDGET & MANAGEMENT	Budget Monitoring Report for Period Ending June 2016	Finance & Management
COMM. 17D-7	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	Government Affairs
COMM. 17D-8	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	Government Affairs
COMM. 17D-9	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	Government Affairs
COMM. 17D-10	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	Government Affairs

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE:

COMM. 17M-1	NFTA	May 26, 2016 Board Minutes	R&F
COMM. 17M-2	NFTA	17A Report and Capital Expenditure Reports for 1st Quarter for FY Ending March 2017	R&F
COMM. 17M-3	BUFFALO NIAGARA FILM COMMISSION	2016 1st & 2nd Quarter Report	R&F
COMM. 17M-4	VISIT BUFFALO NIAGARA	2016 2nd Quarter Report & Financial Statements	R&F
COMM. 17M-5	BUFFALO & EC NAVAL & MILITARY PARK	Board of Directors Meeting Minutes	R&F
COMM. 17M-6	NYS DEPARTMENT OF TAXATION AND FINANCE	2016 State Class & Equalization Rates - Various Cities and Towns	R&F
COMM. 17M-7	NYS DEPARTMENT OF TAXATION AND FINANCE	2016 County Equalization Rates - Various Cities and Towns	R&F
COMM. 17M-8	NFTA	Letter Regarding Status of NFTA Negotiations with Several Inter-City Bus Carriers	Government Affairs

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: